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Attorneys for Plaintiff
PSI CORPORATION

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

PSI CORPORATION (f/k/a/ FRIENDLYWAY
CORPORATION, f/k/a BIOFARM, INC.),

Plaintiff,

vs.

ALEXANDER VON WELCZECK,
HENRY LO, MICHAEL DRAPER,
and FRIENDLYWAY AG,

Defendants.

FRIENDLYWAY, INC., KARL
JOHANNSMIEIER, PACIFIC CAPSOURCE,
INC., and DERMA PLUS, INC.,

Nominal Defendants.

Case No. C 07-02869 SBA

**DECLARATION OF DANIEL
HARSHMAN IN SUPPORT OF
PLAINTIFF PSI CORPORATION'S
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER CASES SHOULD
BE CONSIDER RELATED**

I, Daniel D. Harshman, declare:

1. I am an attorney licensed to practice law in the State of California and a member of the bar of this United States District Court. I am counsel of record for Plaintiff PSI Corporation. I have personal knowledge of the facts set forth and if called as a witness could competently testify to the matters set forth in this Declaration.

1 2. On June 13, 2007, I circulated an e-mail to opposing counsel inquiring
2 whether they might stipulate that this case and the case of *friendlyway AG v. PSI Corp.*, Case
3 no. C07-2990 MEJ were "related" within the meaning of L.R. 3-12 and L.R. 7-1. I discussed
4 the "relatedness" issue with several opposing counsel.

5 3. Attorney Weiss, representing Defendant friendlyway AG, advised that his
6 client would not oppose an administrative motion to find the two cases related under the
7 Local Rule.

8 4. Attorney Lewis, representing Defendants Henry Lo and Alexander von
9 Welczeck, did not state his position on the relatedness of the two cases.

10 5. Attorney Lippenberger, representing Defendant Karl Johannsmeier, has not
11 reached a conclusion whether the two cases may be related.

12 6. As of the date of this Declaration, Plaintiff is attempting to serve the
13 Defendant Michael Draper. The Defendant Derma Plus, Inc. has been served but counsel
14 has not yet entered an appearance for Derma Plus, Inc.

15 7. Based upon the foregoing, a stipulation among all parties and their counsel
16 regarding "related cases" under Civil L.R. 3-12 is not feasible.

17 I declare under penalty of perjury under the laws of the State of California and the
18 laws of the United States of America that the foregoing is true and correct.

19 Executed this 12th day of July, 2007 at San Francisco, California.

20 s/Daniel D. Harshman

21 Daniel D. Harshman

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